

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

No. C 12-04416 WHA

v.

**ORDER REQUIRING  
SUPPLEMENTAL BRIEFING**


\$237,632.29 IN FUNDS SEIZED FROM  
BANK OF AMERICA ACCT  
#XXXXXX52266; \$60,435.64 IN FUNDS  
SEIZED FROM JPMORGAN CHASE  
ACCT #XXXXX26654,

Defendants.

On the assumption (not yet decided) that the government will be held to a motion under FRCP 41(a)(2), both sides should file a supplemental brief with an appropriate declaration explaining why the dismissal should or should not be without prejudice. The government should also respond to claimant's request for attorney's fees. The supplemental briefs are due by **NOON** on **NOVEMBER 7**.

**IT IS SO ORDERED.**

Dated: October 31, 2012.

  
\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE